



<b>PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)</b>			
First Named Inventor	David M. NATHANSINGH		
Application No.	08/918,194	Group Art Unit	2832
Filing Date	August 21, 1997	Examiner	Tuyen T. Nguyen
Title of Invention	SEGMENTED TRANSFORMER CORE		

Attention: Office of Petitions  
Commissioner for Patents  
Box DAC  
PO Box 1450  
Alexandria, VA 22313-1450

The above-identified application became abandoned for failure to file a timely and proper response to the Office Action mailed on August 5, 2002 which set a shortened statutory period for response that expired on November 5, 2002. The abandonment date of this application is November 6, 2005 (i.e., the day after the expiration date of the period set for response plus any extensions of time obtained therefor).

#### APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Proposed response and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee – required for all utility and plant applications filed before June 8, 1995, and for all design applications; and
- (4) Statement that the entire delay was unintentional.

1. Petition fee

- Small entity - fee \$750.00 (37 CFR 1.17(m))  
 A small entity statement is enclosed.  
 A small entity statement was previously filed; such status is still proper and desired.  
 Other than small entity - fee \$1,500.00 (37 CFR 1.17(m))

2. Proposed response and/or fee

- A. The proposed response and/or fee to the above noted Office Action in the form of a Request for Continued Examination:  
 has been filed previously on \_\_\_\_\_.  
 is enclosed herewith.
- B. The issue fee (37 CFR 1.18(a)) of \$  
 has been paid previously on \_\_\_\_\_.  
 is enclosed herewith.

3. Terminal disclaimer with disclaimer fee

- Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.
- A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$65.00 for a small entity or \$130.00 for other than a small entity) equivalent to the number of months from abandonment to the filing of this petition is enclosed herewith.

4. Statement. The entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition was unintentional.

Where a petition under 37 CFR 1.137(b) is not filed within three months from the mail date of a notice of abandonment or one year from the date of abandonment, explain (on an attached sheet) in detail the cause of the delay in filing this petition.

5. METHOD OF PAYMENT

A check in the amount of \$1,500.00 is enclosed.  
 Charge fees of \$\_\_\_\_\_ to Deposit Account No. 19-3935. (A duplicate copy of this form is enclosed.)

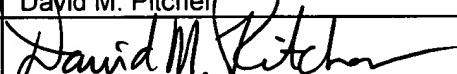
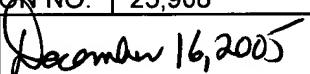
6. GENERAL AUTHORIZATION

The Commissioner is hereby authorized to credit any overpayment or charge any additional fees under 37 CFR 1.16 (filing fees) or 37 CFR 1.17 (processing fees) during the prosecution of this application and of any related application(s) claiming benefit hereof pursuant to 35 USC §120 to maintain pendency hereof and of any such related application to:  
Deposit Account No. 19-3935.

7. NEW CORRESPONDENCE ADDRESS

STAAS & HALSEY LLP: CUSTOMER NO. 21,171  
Telephone: (202) 434-1500 Facsimile: (202) 434-1501

8. SIGNATURE OF REGISTERED PRACTITIONER

NAME	David M. Pitcher	REGISTRATION NO.	25,908
SIGNATURE		DATE	

ENCLOSURES:  Request for Continued Examination  
 Fee Payment (see Item 5, above)  
 Terminal Disclaimer Form  
 Detailed Explanation of Delay in Filing Petition

By completing the Certificate of Mailing, below, the date mailed will be considered the date this correspondence is filed.

**CERTIFICATE OF MAILING [37 CFR 1.8(a)]**

I hereby certify that this correspondence is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Box DAC, Washington, DC 20231.

\_\_\_\_\_  
Date

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Typed or printed name of person signing Certificate



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

David M. NATHASINGH, et al.

Serial No. 08/918,194

Group Art Unit: 2832

Confirmation No. 5728

Filed: August 21, 1997

Examiner: Tuyen T. Nguyen

For: SEGMENTED TRANSFORMER CORE

**EXPLANATION OF DELAY IN FILING PETITION FOR REVIVAL  
OF AN APPLICATION FOR PATENT  
ABANDONED UNINTENTIONALLY UNDER 37 C.F.R. §1.137(b)**

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Sir:

The abandonment of Application Serial No. 08/918,194 was unintentional under 37 C.F.R. §1.137(b). As stated in the letter of Decision on Petition to Withdraw the Holding of Abandonment received from the Office (hereinafter the "Decision on Petition"), dated November 16, 2005, a Final Office Action was sent to the Applicant on August 5, 2002. Subsequently, a response to the Final Office Action was timely filed by Certificate of Mailing and deposited with the U.S. Postal Service with sufficient postage as first class mail on November 2, 2002. As further noted in the Decision on Petition, the Applicant received a copy of a stamped return postcard that properly identifies and acknowledges the receipt of the response by the USPTO on November 6, 2002. Thus, under M.P.E.P. §503 and as stated in the Decision on Petition, the response was timely filed, but lost after receipt by the USPTO.

Further, the USPTO failed to match the Petition for Reconsideration of Holding of Abandonment under 37 C.F.R. 1.181(a), which was filed via facsimile on March 5, 2003. These documents were retransmitted to the USPTO via facsimile on February 18, 2004, after a telephonic conference with the Examiner on that date. These retransmitted documents were not properly matched with Application Serial No. 08/918,194 until February 17, 2005, nearly two years from the original facsimile transmission of the Petition for Reconsideration of Holding of Abandonment under 37 C.F.R. 1.181(a). These delays in processing the Petition for

Reconsideration of Holding of Abandonment under 37 C.F.R. 1.181(a) were acknowledged by the USPTO in the Decision on Petition to Withdraw the Holding of Abandonment mailed on November 16, 2005.

Because of the above circumstances, this Petition for Revival of an Application for Patent Abandoned Unintentionally Under 37 C.F.R. §1.137(b) was delayed beyond three months from the mailing date of the Notice of Abandonment or one year from the date of the abandonment of Application Serial No. 08/918,194. Appended to this Petition is the proper response of a Request for Continued Examination (RCE) filed under 37 C.F.R. §1.114.

Respectfully submitted,

STAAS & HALSEY LLP

Date: December 16, 2005

By:

  
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Registration No. 25,908

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